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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 MICHAEL CARPENTER,

14 Defendant.
15

CASE NO. 1:21-CR-00223-JLT

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
[PROPOSED] FINDINGS AND ORDER

DATE: November 18, 2024

TIME:

COURT: Hon. Jennifer L. Thurston

16 **STIPULATION**

17 Plaintiff United States of America, by and through its counsel of record, and defendants, by and
18 through defendants' counsel of record, hereby stipulate as follows:

19 1. By previous order, this matter was set for change of plea on November 18, 2024.

20 2. By this stipulation, defendants now move to continue the sentencing date to March 31,
21 2025, and to exclude time between November 18, 2024, and March 31, 2025, under 18 U.S.C.
22 § 3161(h)(7)(A), B(iv) [Local Code T4].

23 3. The parties request additional time to discuss the terms of the plea agreement and for
24 defense counsel to further engage in discussions with defendant about those terms.

25 4. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq.,
26 within which trial must commence, the time period of November 18, 2024 to March 31, 2025, inclusive,
27 is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results
28 from a continuance granted by the Court at defendants' request on the basis of the Court's finding that

1 the ends of justice served by taking such action outweigh the best interest of the public and the
2 defendants in a speedy trial.

3 5. The parties also agree that this continuance is necessary for several reasons, including but
4 not limited to, the need to permit time for the parties to exchange supplemental discovery, engage in
5 plea negotiations, and for the defense to continue its investigation and preparation, pursuant to 18 U.S.C.
6 § 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv).

7 6. Nothing in this stipulation and order shall preclude a finding that other provisions of the
8 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
9 must commence.

10 IT IS SO STIPULATED.

11 Dated: November 12, 2024

PHILLIP A. TALBERT
United States Attorney

13 _____
14 /s/ STEPHANIE M. STOKMAN
15 STEPHANIE M. STOKMAN
 Assistant United States Attorney

16 Dated: November 12, 2024

17 _____
18 /s/ BARBARA O'NEILL
 BARBARA O'NEILL
 Counsel for Defendant
 MICHAEL CARPENTER

20 **[PROPOSED] FINDINGS AND ORDER**

21 IT IS SO FOUND.

22 IT IS SO ORDERED.

24 Dated: November 13, 2024

25 _____
26 Jennifer L. Thurston
27 UNITED STATES DISTRICT JUDGE